Recommendations/advice of UPSC

3217. SHRI VISHNU KANT SHASTRI: Will the PRIME MINISTER be pleased to state:

(a) whether the recommendations or advice made/given by the Union Public Service Commission, particularly on matters concerning appointments, Promotion and Recruitment Rules, are mandatory, if so, under what rules;

(b) what option is left to the UPSC if its advice or recommendation is not accepted by Government;

(c) whether it is a fact that after the non-acceptance of the advice of UPSC by Department of Statistics in a case regarding the amendment of Recruitment rules, the UPSC is not clearing this Department's other proposals; and

(d) If so, the details of the case and the remedial action proposed to be taken?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS (SMT. MARGARET ALVA): (a) and (b) Recommendations of UPSC are advisory in nature and are not binding on the Government. However, where the Commission consider a case as that of non-acceptance of their advice by the Government, they mention it in their Annual Report and the Government, while presenting the Report in Parliament, are required to append a memorandum explaining the reasons for non-acceptance of the Commission's advice.

(c) and (d) The question presumably refers to the case regarding association of UPSC with DPCs for promotion to JAG/ SAG level posts in the Indian Statistical Service. The Government is still to take a final decision on the advice of UPSC in this regard. Pending the decision on this issue, it has not been possible to notify the Recruitment Rules approved by the Commission. In the meanwhile, some proposals of the Department of Statistics to UPSC for relaxation of qualifying service for promotion to the JAG grade are still to be concurred in by UPSC and the Commission have advised the Deptt. of Statistics to notify the Rules first. The matter is being taken up with UPSC again.

Voluntary retirement by SPs in CBI

3218. SHRI DAVID LEDGER: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that about 50 Dy. Superintendents of Police in CBI are functioning in the same rank varying from 12 to 15 years with no prospect of promotion to the next rank;

(b) whether it is also a fact that 12 Dy. Superintendents of Police took voluntary retirement during the last 1-1/2 years out of frustration; and

(c) if so, the details thereof?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS (SMT. MARGARET ALVA): (a) No Sir. 31 Dy. Ss.P. in CBI are presently functioning in the same rank with 12 to 15 years of service. Eligibility condition for a Dy. S.P. to become S.P. is eight years service as Dy. S.P. Promotions to the next higher grade are subject to availability of vacancy and suitability of the candidate.

(b) and (c) 11 Dy. Ss.P. of CBI took voluntary retirement during the last 1-1/2 years. Rules of voluntary retirement do not require disclosure of any reason.

Use of Hindi Language in Competitive Exams

3219. SHRI JANARDAN YADAV: Will the PRIME MINISTER be pleased to refer to answer to Unstarred Question 501 given in the Rajya Sabha on 29th April, 1993 and state:

(a) whether Government propose to make it optional to answer the question papers on Noting and Drafting, and Constitution of India and Rules in the S.O. Grade Limited Departmental Competitive Examination;

(b) whether Government propose to implement Ministry of Home Affairs (Deptt. of Official Language) instructions regarding the provision of option to answer the question papers in Hindi in the above Examination; and

(c) if so, by when and if not, the reasons for not making it optional to answer these question papers?